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August 2, 2013

**VIA ECF AND U.S. MAIL**

Frances Codd Slusarz, Esq.  
The Slusarz Law Firm, LLC  
158 Greenwood Ave  
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**VIA ECF AND U.S. MAIL**

William A. Ruskin, Esq.  
Epstein Becker & Green, P.C.  
250 Park Avenue  
New York, NY 10177-1211

Re: *Theodore Thorsen, et al. v. Sons of Norway, Inc., et al.*

Civil Action No.: CV13-2572 (PKC) (RML)

Our File No.: 61870.3

Dear Counsel:

On behalf of Defendant David M. Ness in the above action and pursuant to The Honorable Pamela K. Chen's Individual Practices and Rules, Section 3(D), enclosed and served upon you, please find the following documents:

1. Defendant David M. Ness's Notice of Motion to Dismiss;
2. Defendant David M. Ness's Memorandum of Law in Support of His Motion to Dismiss; and
3. Affidavit of David M. Ness.

Very truly yours,

**FAFINSKI MARK & JOHNSON, P.A.**

By   
Peter A. T. Carlson

Enclosures (via mail only)